

Coast Guard, DHS

§ 35.01-1

- 35.35-5 Electric bonding—TB/ALL.
- 35.35-10 Closing of freeing-ports, scuppers, and sea valves—TB/ALL.
- 35.35-15 Connecting for cargo transfer—TB/ALL.
- 35.35-20 Inspection before transfer of cargo—TB/ALL.
- 35.35-25 Approval to start transfer of cargo—TB/ALL.
- 35.35-30 "Declaration of Inspection" for tank vessels—TB/ALL.
- 35.35-35 Duties of person in charge of transfer—TB/ALL.
- 35.35-40 Conditions under which transfer operations shall not be commenced or if started shall be discontinued—TB/ALL.
- 35.35-42 Restrictions on vessels alongside a tank vessel loading or unloading cargo of Grade A, B, or C—TB/ALL.
- 35.35-45 Auxiliary steam, air, or electric current—B/ALL.
- 35.35-50 Termination of transfer operations—TB/ALL.
- 35.35-55 Transfer of other cargo or stores on tank vessels—TB/ALL.
- 35.35-60 Transportation of other cargo or stores on tank barges—B/ALL.
- 35.35-70 Maintenance of cargo handling equipment—TB/ALL.
- 35.35-75 Emergencies—TB/ALL.
- 35.35-85 Air compressors—TB/ALL.

Subpart 35.40—Posting and Marking Requirements—TB/ALL

- 35.40-1 General alarm contact maker—TB/ALL.
- 35.40-5 General alarm bells—TB/ALL.
- 35.40-6 Emergency lights—TB/ALL.
- 35.40-7 Carbon dioxide and clean agent alarms—T/ALL.
- 35.40-8 Carbon dioxide warning signs—T/ALL.
- 35.40-10 Steam, foam, carbon dioxide, or clean agent fire smothering apparatus—TB/ALL.
- 35.40-15 Fire hose stations—TB/ALL.
- 35.40-17 Foam hose/monitor stations—T/ALL.
- 35.40-18 Water spray systems—TB/ALL.
- 35.40-20 Emergency equipment—TB/ALL.
- 35.40-25 Fire extinguishers—TB/ALL.
- 35.40-30 Instructions for changing steering gear—TB/ALL.
- 35.40-35 Rudder orders—TB/ALL.
- 35.40-40 Marking and instructions for fire and emergency equipment—TB/ALL.

AUTHORITY: 33 U.S.C. 1321(j); 46 U.S.C. 3306, 3703, 6101; 49 U.S.C. 5103, 5106; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; Department of Homeland Security Delegation No. 0170.1.

SOURCE: CGFR 65-50, 30 FR 16704, Dec. 30, 1965, unless otherwise noted.

Subpart 35.01—General Provisions; Special Operating Requirements

§ 35.01-1 Inspection and testing required when making alterations, repairs, or other such operations involving riveting, welding, burning, or like fire-producing actions—TB/ALL.

(a) The provisions of "Standard for the Control of Gas Hazards on Vessels to be Repaired," NFPA No. 306, published by National Fire Protection Association, 1 Batterymarch Park, Quincy, MA 02269, shall be used as a guide in conducting the inspections and issuance of certificates required by this section.

(b) Until an inspection has been made to determine that such operation can be undertaken with safety, no alterations, repairs, or other such operations involving riveting, welding, burning, or like fire-producing actions shall be made:

(1) Within or on the boundaries of cargo tanks which have been used to carry flammable or combustible liquid or chemicals in bulk, or within spaces adjacent to such cargo tanks; or,

(2) Within or on the boundaries of fuel tanks; or,

(3) To pipe lines, heating coils, pumps, fittings, or other appurtenances connected to such cargo or fuel tanks.

(c) Such inspections shall be made and evidenced as follows:

(1) In ports or places in the United States or its territories and possessions, the inspection shall be made by a marine chemist certificated by the National Fire Protection Association; however, if the services of such certified marine chemist are not reasonably available, the Officer in Charge, Marine Inspection, upon the recommendation of the vessel owner and his contractor or their representative, shall select a person who, in the case of an individual vessel, shall be authorized to make such inspection. If the inspection indicates that such operations can be undertaken with safety, a certificate setting forth the fact in writing and qualified as may be required, shall be issued by the certified marine

§ 35.01-2

chemist or the authorized person before the work is started. Such qualifications shall include any requirements as may be deemed necessary to maintain, insofar as can reasonably be done, the safe conditions in the spaces certified, throughout the operation and shall include such additional tests and certifications as considered required. Such qualifications and requirements shall include precautions necessary to eliminate or minimize hazards that may be present from protective coatings or residues from cargoes.

(2) When not in such a port or place, and a marine chemist or such person authorized by the Officer in Charge, Marine Inspection, is not reasonably available, the inspection shall be made by the senior officer present and a proper entry shall be made in the vessel's logbook.

(d) It shall be the responsibility of the senior officer present to secure copies of certificates issued by the certified marine chemist or such person authorized by the Officer in Charge, Marine Inspection. It shall be the responsibility of the senior officer present, insofar as the persons under his control are concerned, to maintain a safe condition on the vessel by full observance of all qualifications and requirements listed by the marine chemist in the certificate.

[CGFR 65-50, 30 FR 16704, Dec. 30, 1965, as amended by CGD 95-072, 60 FR 50462, Sept. 29, 1995]

§ 35.01-2 Preemptive effect.

The regulations in this part have preemptive effect over State or local regulations in the same field.

[USCG-2006-24797, 77 FR 33874, June 7, 2012]

§ 35.01-3 Incorporation by reference.

(a) Certain materials are incorporated by reference into this part with the approval of the Director of the Federal Register in accordance with 5 U.S.C. 552(a). To enforce any edition other than the one listed in paragraph (b) of this section, notice of the change must be published in the FEDERAL REGISTER and the material made available to the public. All approved material is on file at the U.S. Coast Guard, Office of Operating and Environmental Stand-

46 CFR Ch. I (10-1-12 Edition)

ards, (CG-OES), 2100 2nd St. SW., Stop 7126, Washington, DC 20593-7126, and is available from the address indicated in paragraph (b), or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

(b) The material approved for incorporation by reference in this part, and the sections affected is:

American Society for Testing and Materials

100 Barr Harbor Drive, West Conshohocken,
PA 19428-2959

ASTM F 1014-92 Standard Specification for Flashlights on Vessels.

Section affected—35.30-20(c)(3)

ASTM Adjunct F 1626, Symbols for Use in Accordance with Regulation II-2/20 of the 1974 SOLAS Convention, PCN 12-616260-01, © 1996-35.10-3

ASTM D 93-97, Standard Test Methods for Flash-Point by Pensky-Martens Closed Cup Tester—35.25-10

International Maritime Organization (IMO) Publications Section, 4 Albert Embankment, London, SE1 7SR United Kingdom. Resolution A.654(16), Graphical Symbols for Fire Control Plans—35.10-3

NOTE: All other documents referenced in this part are still in effect.

[CGD 82-042, 53 FR 17704, May 18, 1988, as amended by CGD 96-041, 61 FR 50727, Sept. 27, 1996; CGD 97-057, 62 FR 51043, Sept. 30, 1997; CDG 95-028, 62 FR 51199, Sept. 30, 1997; USCG-1999-5151, 64 FR 67177, Dec. 1, 1999; USCG-2009-0702, 74 FR 49227, Sept. 25, 2009]

§ 35.01-5 Sanitary condition and crew quarters—T/ALL.

It shall be the duty of the master and chief engineer of every tankship to see that such vessel and crew's quarters are kept in a sanitary condition.

[CGFR 65-50, 30 FR 16704, Dec. 30, 1965, as amended by CGD 95-027, 61 FR 25999, May 23, 1996]

§ 35.01-10 Shipping papers—TB/ALL.

Each loaded tank vessel shall have on board a bill of lading, manifest, or shipping document giving the name of the consignee and the location of the delivery point, the kind, grades, and approximate quantity of each kind and grade of cargo, and for whose account the